

REVISED LAWS OF  
MINNESOTA 94

SUPPLEMENT 1909

CONTAINING

THE AMENDMENTS TO THE REVISED LAWS,  
AND OTHER LAWS OF A GENERAL AND  
PERMANENT NATURE, ENACTED  
BY THE LEGISLATURE IN  
1905, 1907, AND 1909

WITH HISTORICAL AND EXPLANATORY NOTES TO PRIOR STATUTES  
AND FULL AND COMPLETE NOTES OF ALL  
APPLICABLE DECISIONS

COMPILED AND ANNOTATED BY  
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**2747. Instrument obtained by fraud.**

**Questions for jury.**—This section, requiring the question of negligence to be submitted to a jury, does not dispense with the rule that a verdict must be sustained by reasonable evidence. *Johnson County Savings Bank v. Hall*, 102 Minn. 414, 113 N. W. 1011.

Cited and applied in *Sibley County Bank v. Schaus*, 104 Minn. 438, 116 N. W. 928.

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**CHAPTER 53.**
**ESTRAYS AND BEASTS DOING DAMAGE.**


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**MISCHIEVOUS DOGS.**
**2786. Injury by dogs.**

**Operation in general.**—This section does not change the common-law rule that, where several dogs kill sheep and do other damage jointly, the owner of each is liable only for the damage done by his dog, and a joint action will not lie against the owners of the dogs. The statute merely relieves the plaintiff from the necessity of showing scienter. *Nohre v. Wright*, 98 Minn. 477, 108 N. W. 865.

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**CHAPTER 54.**
**UNCLAIMED PROPERTY.**

[2804—]1. **Unclaimed money in court, how disposed of—Payment to state treasurer—Escheat.**—In every case where money heretofore has been paid or hereafter shall be paid into any court or to the officer of any court in the state of Minnesota under any statute or order of court for the benefit of or to be paid to any person or persons, and the same shall not have been paid over to the person entitled thereto within five years after the date on which such person is entitled to receive the same it shall be the duty of the clerk or other officer of the court having charge of such money immediately to pay the same into the state treasury. The person entitled thereto or his successor in the right may apply to the court in which such money was deposited at any time within twenty years from the time the money is so paid into the state treasury for an order for the payment of the money to him, and upon the court being satisfied that the party making such application is the person entitled to the money or successor to his right the court shall make an order for the payment of such money to the applicant; and the treasurer upon presentation of a duly certified copy of such order shall pay the same to the person named in said order as entitled to receive the same. In case any money so paid to the treasurer shall not so be claimed by the person entitled thereto within such twenty years it shall escheat to the state. ('09 c. 420 § 1)

**Historical.**—“An act relating to payment to the state treasurer of moneys heretofore paid or hereafter to be paid into court or to an officer of a court and for the escheat of certain of such moneys to the state of Minnesota.” Approved April 22, 1909.